

1 AN ACT concerning roads.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Highway Code is amended by adding
5 Section 4-220 as follows:

6 (605 ILCS 5/4-220 new)

7 Sec. 4-220. Bicycle and pedestrian ways.

8 (a) Bicycle and pedestrian ways shall be given full
9 consideration in the planning and development of
10 transportation facilities, including the incorporation of such
11 ways into State plans and programs. Bicycle and pedestrian ways
12 may be established in conjunction with the construction,
13 reconstruction, or other change of any State transportation
14 facility, and special emphasis may be given to projects in or
15 within one mile of an urban area.

16 (b) Notwithstanding the provisions of subsection (a),
17 bicycle and pedestrian ways are not required to be established:

18 (1) where their establishment would be contrary to
19 public safety;

20 (2) when the cost would be excessively
21 disproportionate to the need or probable use;

22 (3) where other available means or factors indicate an
23 absence of need; or

1 (4) in pavement resurfacing projects that do not widen
2 the existing traveled way and do not provide stabilized
3 shoulders, unless (i) local support is evident or (ii)
4 bicycling and walking accommodations can be added within
5 the overall scope of the original roadwork.

6 (c) Exceptions for the non-inclusion of bicycle and
7 pedestrian ways shall be approved by the Secretary of
8 Transportation and be documented with supporting data that
9 indicates the basis for the decision.

10 (d) The Department shall establish design and construction
11 standards for bicycle and pedestrian ways.

12 (e) Beginning July 1, 2007, this Section shall apply to
13 planning and training purposes only. Beginning July 1, 2008,
14 this Section shall apply to construction projects.

15 Section 99. Effective date. This Act takes effect July 1,
16 2007.